

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

REVENA J. CARROLL,
Plaintiff,

vs.

SANDERSON FARMS, INC., et al.,
Defendants.

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CIVIL ACTION NO. 4:10-cv-03108
JURY DEMANDED

PLAINTIFF'S FOURTH SUPPLEMENTAL INITIAL DISCLOSURES

TO: Defendants, Sanderson Farms, Inc., Sanderson Farms, Inc. (Production Division), Sanderson Farms, Inc. (Processing Division), Sanderson Farms, Inc. (Food Division), Inc., by and through their attorneys of record, Mark R. Flora, Ashlee Mann Ligarde, Constangy, Brooks & Smith, LLP, 8911 Capital of Texas Highway, Suite 3350, Austin, Texas 78759

Plaintiff, Revena J. Carroll, files this her *Plaintiff's Fourth Supplemental Initial Disclosures* in accordance with FED. R. CIV. P. 26(a).

Respectfully submitted,

LAW OFFICE OF G. SCOTT FIDDLER, P.C.

/s/ G. SCOTT FIDDLER

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ATTORNEYS-IN-CHARGE
FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that service of the foregoing document will be automatically accomplished through notice of electronic filing, in accordance with the Federal Rules of Civil Procedure, on this the 27th day September 2012, to the following:

Mark R. Flora, Esq.
Ashlee Mann Ligarde, Esq.
Constangy, Brooks & Smith, LLP
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/s/ G. SCOTT FIDDLER

G. SCOTT FIDDLER

SUPPLEMENTAL INITIAL DISCLOSURES

Calculation of Damages:

Back Pay Loss Damages (estimated to September 21, 2012): **\$ 102,840**
See Exhibit 1 attached hereto for calculations.

Front Pay Loss Damages: **\$ 7,001**
See Exhibit 2 attached hereto for calculations.

Loss Benefits: **\$ 6,340**
See Exhibit 3 attached hereto for calculations.

Plaintiff will seek an equal amount of all the foregoing as liquidated damages.

Plaintiff does not believe she is required to state the non-economic compensatory damages she seeks but to the extent she is, she states she intends to seek \$300,000, but reserves the right to seek more or less as the evidence may dictate at trial.

Plaintiff does not believe she is required to state the amount of punitive damages she seeks but to the extent she is, she currently intends to seek \$300,000, but reserves the right to seek more or less as the evidence may dictate at trial.

EXHIBIT 1**BACK PAY LOSS DAMAGE CALCULATION - REVENA J. CARROLL****Terminated: August 24, 2009****Back Pay Loss:**¹ Annual Earnings \$80,622² Ave. Monthly Earnings \$6,719

	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>
January		\$6,719	\$6,719	6,719
February		\$6,719	\$6,719	6,719
March		\$6,719	\$6,719	6,719
April		\$6,719	\$6,719	6,719
May		\$6,719	\$6,719	6,719
June		\$6,719	\$6,719	6,719
July		\$6,719	\$6,719	6,719
August		\$6,719	\$6,719	6,719
September	\$6,719	\$6,719	\$6,719	5,039
October	\$6,719	\$6,719	\$6,719	
November	\$6,719	\$6,719	\$6,719	
December	\$6,719	\$6,719	\$6,719	
Total	\$26,876	\$80,628	\$80,628	\$58,791

Lost Earnings: \$246,923.00

Interim Earnings:

2009 Wages	\$620.00
2010 Wages	
City of Baytown	\$1,624.82
Automation PS	\$9,392.84
Garlock Sealing Tech	\$27,299.14
2011 Wages	
Garlock Sealing Tech	\$57,234.85
2012 wages	
Thorpe Products	\$63,257.06
(est as 09/21/12)	
Total	\$159,428.71

Back Pay Loss: \$87,494.29

Soc. Sec. (.062) \$5,424.65

Total \$92,918.94

¹ Based on annual salary of \$71,664 plus bonus estimated at 12.5% of salary
 (71,664 x .125 = 8,958 + 71,664 = 80,622)

² Average Monthly Earnings determined by dividing annual earnings
 by 12 months (\$80,622 / 12 = \$6,718.50)

EXHIBIT 2**Front Pay Loss--Revena J. Carroll--Through Age 65**

¹ Earnings with Defendants	\$80,622
² Current Est. Annual Salary	\$80,000
Difference for Front Pay Calc.	\$622

Ann. Loss	-622	
No. of Years	Discount Rate	
	1.0%	3.0%
1	\$616	\$604
2	\$1,226	\$1,190
3	\$1,829	\$1,759
4	\$2,427	\$2,312
5	\$3,019	\$2,849
6	\$3,605	\$3,369
7	\$4,185	\$3,875
8	\$4,759	\$4,366
9	\$5,328	\$4,843
10	\$5,891	\$5,306
11	\$6,449	\$5,755
12	\$7,001	\$6,191

¹ Based on Annual earnings of \$71,644 plus bonus est. at 12.5%

² Based on current annual salary of \$66,000

EXHIBIT 3**LOSS OF BENEFITS-Revena Carroll
TERMINATION DATE: August 24, 2009****Back Pay Loss:**¹ Ave. Monthly Benefits \$634

	<u>2010</u>	<u>2011</u>	
January		634	
February		634	
March		634	
April		634	
May		634	
June		634	
July			
August			
September	634		
October	634		
November	634		
December	634		
Total	2,536	3,804	0
Lost Benefits			6,340.00
Interim Benefits:			0.00
Benefit Loss:			\$6,340.00
Total			\$6,340.00

¹ Calculated using cost of health/dental insurance per
COBRA (\$335.46) plus 401(k) match of \$298.60/month